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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of  
SWAINE et al

Serial No. 09/773,387

Filed: February 1, 2001

For: TRACING OUT-OF-ORDER DATA



Atty Ref.: 550-205

Group: 2121

Examiner:

\* \* \* \* \*

May 2, 2001

Assistant Commissioner for Patents  
Washington, DC 20231

**SUBMISSION OF FORMAL DRAWINGS**

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application  
mailed March 8, 2001, enclosed herewith are seven (7) sheets of formal, inked drawings  
for the above-identified application.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By: \_\_\_\_\_

A handwritten signature in black ink, appearing to read "Stanley C. Spooner", written over a horizontal line.

Stanley C. Spooner

Reg. No. 27,393

SCS:kmm  
1100 North Glebe Road, 8th Floor  
Arlington, VA 22201-4714  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

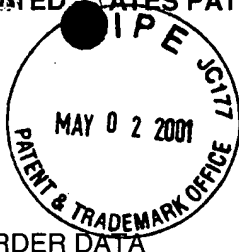
in re Patent Application of:

SWAINE et al

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Attention: Application Branch

Atty. Dkt. 550-205

Date: May 2, 2001

H-A- Sector #3

Assistant Commissioner for Patents  
Washington, D.C. 20231

The attached completes filing of the above-identified patent application:

- ☐ Signed Rule 63 Declaration alone OR
- ☒ Signed Declaration plus attached copy of originally filed specification/drawings.
- ☒ **NOTICE TO FILE MISSING PARTS OF APPLICATION FILING DATE GRANTED** form.
- ☒ Record and return the attached assignment.
- ☐ Priority is hereby claimed per Rule 55 & 35 USC119 based on prior foreign application(s) Nos.:  

|                  |         |             |
|------------------|---------|-------------|
| Application Nos. | Country | Filing Date |
|------------------|---------|-------------|

respectively.

- ☐ This application is based on the following prior provisional application(s):  

|                 |             |
|-----------------|-------------|
| Application No. | Filing Date |
|-----------------|-------------|

respectively and priority is hereby claimed therefrom.

Certified copy(ies) of foreign and/or provisional application(s): ☐ attached; ☐ already filed on \_\_\_\_\_  
in U.S. Application Serial No. \_\_\_\_\_, filed on \_\_\_\_\_.

☐ The undersigned verifies that the above-identified application is identical to: filed \_\_\_\_\_, as amended on \_\_\_\_\_.

☐ This application is entitled to "Small entity" status. ☐ "Small entity" statement attached.

☒ Also attached: Submission of Formal Drawings

**Fees are attached as calculated below:**

|  |    |        |   |      |    |                  |
|--|----|--------|---|------|----|------------------|
| Basic filing fee   |    |        |   |      | \$ | 710.00           |
| Total Effective claims   | 13 | - 20 = | 0 | x \$ | \$ | 0.00             |
| Independent claims   | 2  | - 3 =  | 0 | x \$ | \$ | 0.00             |
| If any proper multiple dependent claims now added for first time, add \$270.00 (ignore improper)   |    |        |   |      |    | \$ 0.00          |
| <b>FILING FEE</b>  |    |        |   |      |    | <b>\$ 710.00</b> |
| Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$390.00/2 months; \$890.00/3 months; \$1390.00/4 months) |    |        |   |      |    | \$ 0.00          |
| Surcharge (\$130.00) if Declaration or filing fee first now submitted  |    |        |   |      |    | \$ 130.00        |
| <b>FIRST SUBTOTAL</b>  |    |        |   |      |    | <b>\$ 840.00</b> |
| If "small entity," enter half (1/2) of subtotal and subtract   |    |        |   |      |    | -\$ 0.00         |
| <b>SECOND SUBTOTAL</b>   |    |        |   |      |    | <b>\$ 840.00</b> |
| Assignment Recording Fee (\$40.00)   |    |        |   |      |    | \$ 40.00         |
| <b>TOTAL FEE ENCLOSED</b>  |    |        |   |      |    | <b>\$ 880.00</b> |

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension.

The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our

**Account No. 14-1140.** A duplicate copy of this sheet is attached.

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**NIXON & VANDERHYTE P.C.**

By Atty: Stanley C. Spooner, Reg. No. 27,393

Signature: \_\_\_\_\_



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/773,387         | 02/01/2001          | Andrew B Swaine       | 550-205                |

CONFIRMATION NO. 3984

## FORMALITIES LETTER



\*0000000005840883\*

NIXON & VANDERHYE P.C.  
8th Floor  
1100 North Glebe Road  
Arlington, VA 22201

Date Mailed: 03/08/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- The oath or declaration is missing.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 840.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

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|           |           |
|-----------|-----------|
| 01 FC:101 | 710.00 OP |
| 02 FC:105 | 130.00 OP |



*A copy of this notice MUST be returned with the reply.*

5462 C mly  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE